



DOCKET NO.

8971-035-27

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Stuart A. KUSHON et al.

ART UNIT: 1641

SERIAL NO.: 10/712,004

EXAMINER: D. Venci

FILING DATE: November 14, 2003

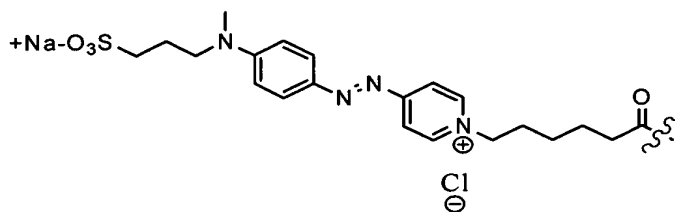
FOR: METHOD OF BIOSENSING USING FLUORESCENT POLYMERS AND
QUENCHER-TETHER-LIGAND BIOCONJUGATES

**RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENT
AND PRELIMINARY AMENDMENT**

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

In response to the Restriction and Election of Species Requirement dated September 9, 2005, the Applicants elect Group II, claims 16-32, 52 and 55, with traverse. In addition, the Applicants elect the "AZO" compound having the following formula as the single disclosed species for examination purposes:



AZO

Among Group II, Claims 16-32, 52, 55 and new Claim 58 read on the elected species.

The election of species is made with traverse.



DLA PIPER RUDNICK GRAY CARY US LLP

1200 NINETEENTH STREET, NW
WASHINGTON, DC 20036-2412
TELEPHONE: 202-861-3900
FACSIMILE: 202-223-2085

Handwritten signature/initials

DOCKET NO.: 8971-035-27

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

Re: Serial No.: 10/712,004
Applicant(s): Stuart A. KUSHON et al.
Filing Date: November 14, 2003
For: METHOD OF BIOSENSING USING FLUORESCENT POLYMERS
AND QUENCHER-TETHER-LIGAND BIOCONJUGATES
Group Art Unit: 1641
Examiner: D. Venci

SIR:

Attached hereto for filing are the following papers:

Fee Transmittal
Response to Restriction and Election of Species Requirement
and Preliminary Amendment

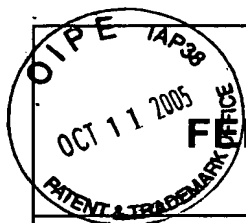
Our check in the amount of \$ 25.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary extension of time to make the filing of the attached documents timely, please charge or credit the difference to Deposit Account No. 50-1442. Further, if these papers are not considered timely filed, then a request is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY US LLP

James M. Heintz
Registration No. 41,828

John K. Pike, Ph.D.
Registration No. 41,253



FEE TRANSMITTAL FY 2005

Docket No.	8971-035-27
Serial No.	10/712,004
Filing Date	November 14, 2003
Inventor(s)	Stuart A. KUSHON et al.
Group Art Unit	1641
Examiner	D. Venci

TOTAL AMOUNT OF PAYMENT \$25.00

1. ☒ Applicant claims small entity status.
- ☒ Charge any UNDERPAYMENT or credit any OVERPAYMENT in the indicated fees to Deposit Account No. 50-1442.
- ☐ Charge the indicated fees to Deposit Account No. 50-1442.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee \$	Code	Fee \$		
1011	300	2011	150	Utility Filing Fee	
1012	200	2012	100	Design Filing Fee	
1013	200	2013	100	Plant Filing Fee	
1014	300	2014	150	Reissue Filing Fee	
1005	200	2005	100	Provisional Filing Fee	
1111	500	2111	250	Utility Search Fees	
1311	200	2311	100	Utility Examination Fees	
SUBTOTAL				\$0.00	

2. EXTRA CLAIM FEES

tot. claims		58	-	57*	=	1	x	\$25	=	25	1806	180	1806	180	IDS Submission	
ind. claims		3	-	3*	=	0	x	\$100	=	0	8021	40	8021	40	Assignment Recordation	
<input type="checkbox"/>	Multiple Dependent Claims							\$180	=		1801	790	2801	395	For Filing RCE	
SUBTOTAL										25	1814	130	2814	65	Terminal Disclaimer	

3. APPLICATION SIZE FEES

Total # of Sheets				# of Extra Sheets											
	-	100	=	0											
# of each additional 50 sheets or fraction thereof (round up)				Fee				Total Fee Due						SUBTOTAL	0
	x	\$125	=	0											

Name	James M. Heintz	Registration No.	41,858
Signature		Date	10/14/05
Name	John K. Pike, Ph.D.	Registration No.	41,253